

IN THE UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff-Appellant

v.

DTE ENERGY, *et al.*

Defendant-Appellees.

No. 11-2328

UNOPPOSED MOTION FOR EXTENSION OF TIME

The United States as Appellant moves for a 30-day extension of time to file its reply brief in this matter. Defendant-Appellees do not oppose this motion. The United States' brief is currently due on May 18, 2012; if the Court grants this motion, the brief would instead be due June 18, 2012.

The undersigned attorney makes this request for two reasons. First, the undersigned attorney recently took over as lead counsel and has several preexisting case obligations in the month of May that leave me without adequate time to prepare a brief in this matter. Second, the time required for internal government review does not leave adequate time for the preparation of the brief absent an extension.

Counsel for the United States consulted with opposing counsel, Mr. Makram Jaber. He informed the United States that Appellees will not oppose this motion.

Respectfully submitted,

/s/ Thomas A. Benson

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May 7, 2012

CERTIFICATE OF SERVICE

Pursuant to Rule 25 of the Federal Rules of Appellate Procedure, I hereby certify that, on this 7th day of May, 2012, I caused the foregoing motion to be electronically filed with the Clerk of the Court for the United States Court of Appeals for the Sixth Circuit through the Court's CM/ECF system. All registered users will be served by the Court's CM/ECF system.

/s/ Thomas A. Benson
THOMAS A. BENSON